

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2002-270-T - ORDER NO. 2007-592

SEPTEMBER 7, 2007

IN RE: Application of Edward J. Arthur d/b/a Last)	ORDER GRANTING
Mile Transport, 632 Amherst Street,)	REINSTATEMENT OF
Hartsville, South Carolina 29550 (District 5))	CERTIFICATE
for a Class C Charter Certificate of Public)	
Convenience and Necessity.)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of a request filed by Edward J. Arthur d/b/a Last Mile Transport (“Applicant” or “Last Mile Transport”) to reinstate Class C Charter Certificate of Public Convenience and Necessity No. 7264.

A review of the Commission’s records reveals that Certificate No. 7264 to render motor passenger was issued to Last Mile Transport pursuant to Commission Order No. 2002-591, dated August 21, 2002.

On April 11, 2007, a Petition for a Rule to Show Cause was filed by the South Carolina Office of Regulatory Staff (ORS) as to why the Certificates of Public Convenience and Necessity of certain carriers should not be revoked for failure to pay the required fees for licenses and thereby had failed to comply with the statutes governing operations of Motor Vehicle Carriers in South Carolina. The record reflects that Last

Mile Transport was a respondent to the Rule to Show Cause for non-payment of license fees.

For those motor carriers who failed to respond to the prior notifications of noncompliance, a formal hearing regarding this matter was held on May 23, 2007. The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including Last Mile Transport, should be revoked and cancelled for the violation of failing to pay the required license fees. Accordingly, the Commission issued Order No. 2007-414, dated June 11, 2007, which cancelled Last Mile Transport's Certificate No. 7264.

By application received August 9, 2007, the Applicant requests that Last Mile Transport's Certificate in question be reinstated. The original Application for certification on file with the Commission provides documentation regarding Last Mile Transport's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it and after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

1. That Class C Charter Certificate of Public Convenience and Necessity No. 7264 of Edward J. Arthur d/b/a Last Mile Transport be, and hereby is, reinstated, subject

to compliance with all Commission Rules and Regulations within sixty (60) days of the date of this Order.

2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with all applicable statutes and the Commission's Rules and Regulations within sixty (60) days of the date of this Order.

3. That prior to compliance with the applicable statutes and the Commission's Rules and Regulations, including the requirements of filing with the Office of Regulatory Staff proof of appropriate insurance, the payment of license fees, and such other information required by law within sixty (60) days of the date of this Order or (2) request and obtain from the Commission additional time to comply with the requirements stated above, the motor carrier services authorized by the Certificate shall not be provided.

4. Failure of the Applicant either (1) to complete the certification process by complying with the Commission requirements of causing to be filed with the Office of Regulatory Staff proof of appropriate insurance on forms as approved by the Commission and the payment of license fees and such other information required by law within sixty (60) days of the date of this Order or (2) to request and obtain from the Commission additional time to comply with the requirements of the Commission as stated above, may result in the authorization approved in this Order being revoked.

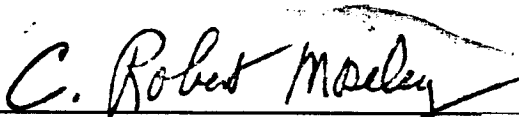
5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)